

## AMENDMENTS SUBMITTED AND PROPOSED

SA 139. Mr. MCCONNELL (for Mr. CRAIG) proposed an amendment to the resolution S. Res. 71, designating the week beginning March 13, 2005 as "National Safe Place Week".

SA 140. Mr. MARTINEZ submitted an amendment intended to be proposed by him to the bill S. 328, to facilitate the sale of United States agricultural products to Cuba, as authorized by the Trade Sanctions Reform and Export Enhancement Act of 2000; which was referred to the Committee on Foreign Relations.

## TEXT OF AMENDMENTS

SA 139. Mr. MCCONNELL (for Mr. CRAIG) proposed an amendment to the resolution S. Res. 71, designating the week beginning March 13, 2005, "National Safety Place Week"; as follows:

In Section (2), strike "requests that the President issue a proclamation calling" and replace with "calls".

SA 140. Mr. MARTINEZ submitted an amendment intended to be proposed by him to the bill S. 328, to facilitate the sale of United States agricultural products to Cuba, as authorized by the Trade Sanctions Reform and Export Enhancement Act of 2000; which was referred to the Committee on Foreign Relations; as follows:

At the appropriate place, insert the following:

## SEC. \_\_\_\_ . PRESIDENTIAL CERTIFICATION.

Notwithstanding any other provision of law, this Act and the amendments made by this Act shall not take effect until the President certifies to Congress that Cuba has released or properly accounted for political prisoners being held in Cuba, including the following individuals:

- (1) Dr. Oscar Elias Biscet.
- (2) Horacio Julio Pina Borrego.
- (3) Osvaldo Alfonso Valdes.
- (4) Ricardo Gonzalez Alfonso.
- (5) Pedro Pablo Alvarez Ramos.
- (6) Julio C. Galvez Rodriguez.
- (7) Edel Jose Garcia Diaz.
- (8) Marcelo Cano Rodriguez.
- (9) Angel Moya Acosta.
- (10) Manuel Vazquez Portal.
- (11) Adolfo Fernandez Sainz.
- (12) Carmelo Diaz Fernandez.
- (13) Nelson Molinet Espino.
- (14) Eduardo Diaz Fleitas.
- (15) Fidel Suarez Cruz.
- (16) Jorge Olivera Castillo.
- (17) Orlando Fundora Alvarez.
- (18) Roberto de Miranda Hernandez.
- (19) Efren Fernandez Fernandez.
- (20) Victor Rolando Arroyo Carmona.
- (21) Orlando Zapata Tamayo.
- (22) Oscar Espinosa Chepe.
- (23) Hector Maseda Gutierrez.
- (24) Majail Barzaga Lugo.
- (25) Nelson Aguiar Ramirez.
- (26) Antonio Diaz Sanchez.
- (27) Regis Iglesias Ramirez.
- (28) Martha Beatriz Roque Cabello.
- (29) Hector Palacios Ruiz.
- (30) Marcelo Lopez Banobre.
- (31) Alfredo Felipe Fuentes.
- (32) Hector Raul Valle Hernandez.
- (33) Guido Sigler Amaya.
- (34) Miguel Sigler Amaya.
- (35) Felix Navarro Rodriguez.
- (36) Librado Linares Garcia.
- (37) Lester Gonzalez Penton.
- (38) Omar Pernet Hernandez.

- (39) Antonio A. Villarreal Acosta.
- (40) Pedro Arguelles Moran.
- (41) Alejandro Gonzalez Raga.
- (42) Mario Enrique Mayo Hernandez.
- (43) Dr. Jose Luis Garcia Paneque.
- (44) Alfredo Dominguez Batista.
- (45) Reynaldo Labrada Pena.
- (46) Julio Antonio Valdes Guevara.
- (47) Jose Ramon Gabriel Castillo.
- (48) Luis Milan Fernandez.
- (49) Alexis Rodriguez Fernandez.
- (50) Leonel Grave de Peralta.
- (51) Juan Carlos Herrera Acosta.
- (52) Rafael Mollet Leyva.
- (53) Arnaldo Ramos Lausurique.
- (54) Raul Rivero Castaneda.
- (55) Migueal Valdes Tamayo.
- (56) Miguel Valdes Tamayo.
- (57) Miguel Galvan Gutierrez.
- (58) Jose Miguel Martinez Hernandez.
- (59) Jose Ubaldo Izquierdo Hernandez.
- (60) Ariel Sigler Amaya.
- (61) Ivan Hernandez Carillo.
- (62) Diosdado Gonzalez Marrero.
- (63) Margarito Broche Espinosa.
- (64) Arturo Perez de Alejo.
- (65) Omar Ruiz Hernandez.
- (66) Blas Giraldo Reyes Rodriguez.
- (67) Pablo Pacheco Avila.
- (68) Alfredo Pulido Lopez.
- (69) Normando Harandez Gonzalez.
- (70) Jorge Luis Gonzalez Tanquero.
- (71) Luis Enrique Ferrer Garcia.
- (72) Prospero Gainza Aguero.
- (73) Cruz Delia Aguilar Mora.
- (74) Claro Sanchez Altarriba.
- (75) Jose Daniel Ferrer Garcia.
- (76) Ricardo Silva Gual.
- (77) Jesus Mustafa Felipe.
- (78) Manuel Ubias Gonzalez.
- (79) Fabio Prieto Llorente.

## AUTHORITY FOR COMMITTEES TO MEET

## COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. CRAIG. Mr. President, I ask unanimous consent that the Committee on Agriculture, Nutrition and Forestry be authorized to conduct a hearing during the session of the Senate on Thursday, March 10, 2005. The purpose of this hearing will be to consider the reauthorization of the Commodity Futures Trading Commission.

The PRESIDING OFFICER. Without objection, it is so ordered.

## COMMITTEE ON ARMED SERVICES

Mr. CRAIG. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on March 10, 2005, at 9:30 a.m., in open session to receive testimony on the review of Department of Defense detention operations and detainee interrogation techniques.

The PRESIDING OFFICER. Without objection, it is so ordered.

## COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. CRAIG. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on March 10, 2005, at 2:30 p.m., to conduct a hearing on "Identity Theft: Recent Developments Involving the Security of Sensitive Consumer Information".

The PRESIDING OFFICER. Without objection, it is so ordered.

## COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. CRAIG. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet on Thursday, March 10, 2005, at 10 a.m. on pending committee business.

The PRESIDING OFFICER. Without objection, it is so ordered.

## COMMITTEE ON THE JUDICIARY

Mr. CRAIG. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a markup on Thursday, March 10, 2005, at 11 a.m. in Senate Dirksen Office Building Room 226. The agenda is attached.

## AGENDA

## I. Nominations

William G. Myers, III, to be U.S. Circuit Judge for the Ninth Circuit.

## II. Legislation

Asbestos Legislation.

The PRESIDING OFFICER. Without objection, it is so ordered.

## ORDER OF PROCEDURE

Mr. MCCONNELL. Mr. President, I ask unanimous consent that at 10 a.m. on Monday, the Senate proceed to the consideration of the budget resolution; provided further that when the Senate begins the consideration of the resolution on Monday there will be a total of 45 hours remaining on that resolution, with 22 hours controlled by the majority and 23 controlled by the minority.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

## UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. MCCONNELL. Mr. President, as in executive session, I ask unanimous consent that when the nomination for the Assistant Secretary for Civil Works is received by the Senate, it be referred to the Committee on Armed Services; provided that when the Committee on Armed Services reports the nomination it be referred to the Committee on Environment and Public Works for a period of 20 days of session; provided further that if the Committee on Environment and Public Works does not report the nomination within those 20 days, the committee be discharged from further consideration of the nomination and the nomination be placed on the Calendar.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

Mr. INHOFE. This order is a joint request by the chairmen and ranking members of the Committee on Armed Services and the Committee on Environment and Public Works. As Chairman of the Environment and Public Works Committee, and as a member of the Armed Services Committee, I want

to thank Chairman WARNER and Senator LEVIN for working together with Senator JEFFORDS and myself on this order.

Mr. WARNER. I thank Chairman INHOFE and as Chairman of the Committee on Armed Services, I am pleased to join him and our Committees' ranking members in supporting this order. I note that the issues for which the Assistant Secretary of the Army for Civil Works is responsible fall within the jurisdiction of both the Armed Services Committee and the Committee on Environment and Public Works.

Since the attacks of September 11, 2001, the Assistant Secretary of the Army for Civil Works has played an increasingly important role within the Department of Defense and the Department of the Army for homeland defense and homeland security. The Army protects and supports the American people in the event of natural and man-made disasters and emergencies. Army programs provide public works and engineering assistance to protect human life, reduce suffering, and mitigate damage, and Army response activities supplement State and local efforts. The Assistant Secretary of the Army for Civil Works also has responsibilities, in concert with the Chief of Staff of the Army, in directing the foreign activities of the U.S. Army Corps of Engineers and formulating and overseeing the budget of the Arlington National Cemetery, matters of great concern to the Armed Services Committee.

I note, as well, that there are matters under the Assistant Secretary of the Army for Civil Works' purview which are of concern to the Committee on Environment and Public Works. Army programs for conservation and development of national water resources, including flood control, navigation, and shore protection, come to mind. Consequently, I fully support this initiative noting that the order is identical to orders by the Senate in the 107th and 108th Congress.

Mr. JEFFORDS. I too support this order and I want to thank my colleagues on both the EPW Committee and Armed Services for working together on this joint request.

Mr. LEVIN. I want to thank my colleagues and I am pleased to join them in supporting this joint request.

#### EXECUTIVE CALENDAR

#### NOMINATION OF MICHAEL JACKSON, OF VIRGINIA, TO BE DEPUTY SECRETARY OF HOMELAND SECURITY

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to executive session for the consideration of the following nomination on the Executive Calendar, No. 23, Michael Jackson, to be Deputy Secretary of Homeland Security.

I further ask unanimous consent that the nomination be confirmed, the mo-

tion to reconsider be laid upon the table, that any statements relating to the nomination be printed in the RECORD; further, the President be immediately notified of the Senate's action and the Senate then resume legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nomination considered and confirmed is as follows:

#### NOMINATIONS

##### DEPARTMENT OF HOMELAND SECURITY

Michael Jackson, of Virginia, to be Deputy Secretary of Homeland Security.

#### LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will now return to legislative session.

#### MEASURE PLACED ON THE CALENDAR—S. 570

Mr. MCCONNELL. I understand that there is a bill at the desk that is due a second reading.

The PRESIDING OFFICER. The Senator is correct.

The clerk will read the title of the bill for the second time.

The legislative clerk read as follows:

A bill (S. 570) to amend titles XVIII and XIX of the Social Security Act and title III of the Public Health Service Act to improve access to information about individuals' health care options and legal rights for care near the end of life, to promote advance care planning and decisionmaking so that individuals' wishes are known should they become unable to speak for themselves, to engage health care providers in disseminating information about and assisting in the preparation of advance directives, which include living wills and durable powers of attorney for health care, and for other purposes.

Mr. MCCONNELL. In order to place the bill on the Calendar under the provisions of rule XIV, I would object to further proceedings.

The PRESIDING OFFICER. The objection is heard. The bill will be placed on the Calendar.

#### APPOINTMENTS

The PRESIDING OFFICER. The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a-1928d, as amended, appoints the Senator from Delaware, Mr. BIDEN, as Vice Chairman of the Senate Delegation to the NATO Parliamentary Assembly during the 109th Congress.

The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h-276k, as amended, appoints the Senator from Connecticut, Mr. DODD, as Vice Chairman of the Senate Delegation to the Mexico-U.S. Interparliamentary Group conference during the 109th Congress.

The Chair, on behalf of the Majority Leader, pursuant to Public Law 106-567, as amended by Public Law 108-458 (Section 1102), appoints the following individual to serve as a member of the Pub-

lic Interest Declassification Board: Joan Vail Grimson of Virginia.

#### ACTIONS OF RUSSIA REGARDING GEORGIA AND MOLDOVA

Mr. MCCONNELL. I ask unanimous consent that the Foreign Relations Committee be discharged from further consideration and the Senate now proceed to S. Res. 69.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 69) expressing the sense of the Senate about the actions of Russia regarding Georgia and Moldova.

There being no objection, the Senate proceeded to consider the resolution.

Mr. MCCONNELL. I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 69) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 69

Whereas the Organization for Security and Cooperation in Europe (OSCE) evolved from the Conference on Security and Cooperation in Europe (CSCE), which was established in 1975, and the official change of its name from CSCE to OSCE became effective on January 1, 1995;

Whereas the OSCE is the largest regional security organization in the world with 55 participating States from Europe, Central Asia, and North America;

Whereas the 1975 Helsinki Final Act, the 1990 Charter of Paris, and the 1999 Charter for European Security adopted in Istanbul are the principal documents of OSCE, defining a steadily evolving and maturing set of political commitments based on a broad understanding of security;

Whereas the OSCE is active in early warning, conflict prevention, crisis management, and post-conflict rehabilitation;

Whereas Russia and Georgia agreed at the 1999 OSCE Summit in Istanbul on specific steps regarding the withdrawal from Georgia of Russian forces, including military equipment limited by the Treaty on Conventional Armed Forces in Europe (CFE), and committed to resolve other key issues relating to the status and duration of the Russian military presence in Georgia;

Whereas Russia has completed some of the withdrawal from Georgia of military equipment limited by the CFE Treaty in excess of agreed levels, but has yet to agree with Georgia on the status of Russian forces at the Gudauta base and the duration of the Russian presence at the Akhalkalaki and Batumi bases;

Whereas Russia completed the withdrawal from Moldova of its declared military equipment limited by the CFE Treaty, but has yet to withdraw all its military forces from Moldova, as Russia committed to do at the 1999 OSCE Summit in Istanbul;

Whereas Russia made virtually no progress in 2004 toward its commitment to withdraw its military forces from Moldova;

Whereas Moldova has called for a genuinely international peacekeeping force to replace the Russian forces, and insists on the